

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. NO.: 4326-01  
BILL NO.: HB 1997  
SUBJECT: Education, Elementary and Secondary: Teachers  
TYPE: Original  
DATE: February 29, 2000

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
General Revenue	LESS THAN (\$100,000)	LESS THAN (\$100,000)	LESS THAN (\$100,000)
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>LESS THAN (\$100,000)</b>	<b>LESS THAN (\$100,000)</b>	<b>LESS THAN (\$100,000)</b>

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 4 pages.

**FISCAL ANALYSIS**

ASSUMPTION

Officials from the **Department of Social Services, Department of Mental Health, Department of Health, Attorney General's Office, Department of Public Safety - Highway Patrol and Office of State Courts Administrator** assume the proposal would result in no fiscal impact to the agencies.

Officials from the **Department of Elementary and Secondary Education (DESE)** assume the proposal would result in no fiscal impact to the agency. The proposal would allow school districts additional flexibility in allocating Incidental Fund moneys. DESE officials assume excluding school safety and security expenditures from certificated salary compliance would not increase local costs either.

Officials from the **Department of Corrections (DOC)** assume new commitments could result from the creation of the offense outlined in the proposal but could not be accurately determined. In addition, changes in penalty provisions for current crimes could result in additional costs due to new commitments and/or longer sentences. The utilization of these laws for both new offenses and enhanced penalties for current offenses depend upon actions of prosecutors and the courts.

If additional persons would be sentenced to the custody of the DOC due to the provisions of this legislation, the DOC would incur a corresponding increase in operational costs either through incarceration (average of \$35.61 per inmate, per day) or through supervision provided by the Board of Probation and Parole (average of \$2.47 per offender, per day).

Due to the wide variance of crimes and punishments including newly created crimes and punishments, the fiscal impact as it relates to the DOC is unknown, but not estimated to exceed \$100,000 annually.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
<b>GENERAL REVENUE FUND</b>			
<u>Cost-Department of Corrections</u>			
Incarceration or Supervision	<b>LESS THAN</b> <b><u>(\$100,000)</u></b>	<b>LESS THAN</b> <b><u>(\$100,000)</u></b>	<b>LESS THAN</b> <b><u>(\$100,000)</u></b>

<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Small Business</u>			

No direct fiscal impact to small businesses would be expected as a result of this proposal.

#### DESCRIPTION

“School” would include the school playground, parking lot, bus or school activity for purposes of determining when a weapon is brought to school or a controlled substance is possessed.

School districts would be required to report to DESE the rates and durations of, and reasons for, suspensions and expulsions of pupils.

The proposal would expand the Missouri School Improvement Program provisions related to safety criteria.

A school district could transfer from the incidental fund to the capital projects fund an amount equal to the capital expenditures for school safety and security purposes.

A school district could exclude school safety and security expenditures from the current operating cost calculation of the base year and the year or years for which the compliance percentage is calculated for required expenditures of tuition, teacher retirement and compensation of certificated staff.

School districts could disclose education records to law enforcement and juvenile justice authorities. The sheriff, chief of police, or other law enforcement authority would notify the school district when a pupil has committed certain unlawful acts.

A petition for the appointment of a guardian of a minor could be filed for the sole purpose of school registration or medical insurance coverage.

A person commits the felony crime of making a terroristic threat by making a false report concerning the commission of a felony or catastrophic occurrence.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

#### SOURCES OF INFORMATION

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Department of Elementary and Secondary Education  
Department of Public Safety - Highway Patrol  
Office of State Courts Administrator  
Department of Social Services  
Department of Health  
Department of Mental Health  
Department of Corrections  
Attorney General's Office

A handwritten signature in black ink, appearing to read "Jeanne Jarrett". The signature is stylized with a large initial "J" and a cursive "Jarrett".

Jeanne Jarrett, CPA  
Director  
February 29, 2000